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J. E. McTaggart

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Agent Docket No. 1471

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

August 14, 2006

In re Application of: Kevin Beller

Application No. 10/764,322 : Group Art Unit 2837

Filed: 01/22/2004 : Examiner: Marlon T. Fletcher

For: HUM-CANCELLING ELECTROMAGNETIC PICKUP FOR STRINGED MUSICAL
INSTRUMENTS WITH TONAL CHARACTERISTICS OF SINGLE COIL PICKUPS

AMENDMENT

Mail Stop Non-Fee Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450 FAX 571-273-8300

Dear sir:

In the above identified application, in response to the Office Action/final rejection mailed 06/01/2005, a Notice of Appeal and Petition for Extension of Time were mailed 06/26/06.

In further response, in view of apparent errors and misunderstandings on the part of the Examiner found in the OA, the Agent of Record, newly appointed in replacement of the original Attorney of Record, hereby submits the present amendment for consideration after final rejection under these special circumstances. No new matter has been added: the claims have been

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PTO/SB/21 (07-06)

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages In This Submission 18

Application Number 10764,322

Filing Date 01/22/2004

First Named Inventor Kevin Beller

Art Unit 2837

Examiner Name Marion T. Fletcher

Attorney Docket Number 1484

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Signature

Printed name

Date

Reg. No.

29,754

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Typed or printed name

Date

08/14/2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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rewritten in a clearer and more direct form, based on structure to the extent possible instead of means plus function.

Please amend the above-identified application as follows:

Amendment of the title is on page 3 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 4 of this paper.

Remarks begin on page 11.

Summary and Allowable Subject Matter: page 17.